

03-18.05

PATENT
450100-02002.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Fujio NOGUCHI et al.
Continuation of
Serial No. : 09/358,529
For : IMAGE CAPTURING APPARATUS
Filed : Together Herewith

745 Fifth Avenue
New York, New York 10151
Tel. (212) 588-0800

EXPRESS MAIL

Mailing Label Number: **EV468997231US**

Date of Deposit: **March 17, 2005**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Barnet Shindlman
(Typed or printed name of person mailing paper or fee)

Bul Glee
(Signature of person mailing paper or fee)

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 C.F.R. 1.321(b))**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The below-named attorney of record, authorized to act on the behalf of the assignee of record, hereby disclaims the terminal part of the entire patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of the patent that issues from allowed U.S. application 09/358,529, the parent of the instant

application (the "Patent"), and hereby agrees that any patent so granted shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the Patent. This agreement is to run with any patent granted on the present application and to be binding upon the grantee, its successors or assigns. The undersigned further states that 100% of the title to the present application is in Sony Corporation, a Japanese corporation, by virtue of an assignment from the inventors. The assignment was recorded on October 5, 1999 at reel 010286, frame 0198 of parent application 09/358,529.

The evidentiary documents accompanying or referred to in this Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the assignee seeking to take action.

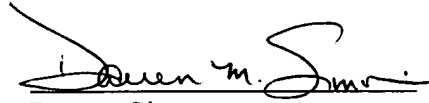
The below-named attorney of record does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of the Patent, in the event that: the Patent later expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a); or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

Please charge any insufficient fees or credit any overpayment associated with this
Terminal Disclaimer to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

By:

A handwritten signature in black ink, appearing to read "Darren M. Simon", written over a horizontal line.

Darren Simon
Reg. No. 47,946
(212) 588-0800